

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

MDL No. 3076

Case No. 1:23-md-03076-KMM

IN RE:

**FTX Cryptocurrency Exchange Collapse
Litigation**

THIS DOCUMENT RELATES TO:

The Multinational VC Defendants

O’Keefe v. Sequoia Capital Operations, LLC,
No. 1:23-cv-20700 (S.D. Fla.)

O’Keefe v. Temasek Holdings (Private) Limited,
No. 1:23-cv-23065 (S.D. Fla.)

Chernyavsky v. Temasek Holdings (Private) Limited,
No. 1:23-cv-22960 (S.D. Fla.)

Cabo v. Temasek Holdings (Private) Limited,
No. 1:23-cv-23212 (S.D. Fla.)

**MULTINATIONAL VCS’ RESPONSE TO PLAINTIFFS’ NOTICE OF FILING
SUPPLEMENTAL AUTHORITY**

The Multinational VC Defendants (“MNVCs”) respectfully respond to Plaintiffs’ Notice of Supplemental Authority, Dkt. 903.

Plaintiffs cite *Otto Candies, LLC v. Citigroup, Inc.*, 2025 WL 1337052 (11th Cir. May 8, 2025), arguing that under Florida law, the “knowledge” element of an aiding and abetting claim is satisfied by alleging knowledge “generally.” Plaintiffs omit that they must “plead[] factual content that allows the court to draw the reasonable inference that a defendant knew about the alleged fraud.” *Id.* at *8 (emphasis added).

Plaintiffs plead no facts illustrating that any MNVC had actual knowledge of FTX's fraud. Dkt. 818 at 22-23. Instead, the MNVCs were victims of the fraud. *Id.* at 6-7. Notably, Plaintiffs point to allegations against other Defendants but mention no allegations against MNVCs, let alone any that are "sufficient" under *Otto*. And even under *Otto*'s standard, the "red flags" Plaintiffs rely on are insufficient to show knowledge. *Angell v. Allergan Sales, LLC*, 2019 WL 3958262, at *11 (M.D. Fla. Aug. 22, 2019).

Unlike Plaintiffs' Complaint, the *Otto* complaint pleaded concrete facts showing that the defendant actually knew about the underlying fraud, including that the defendant conceded its employees' criminal involvement in the fraud. 2025 WL 1337052, at *8-10.

Dated: May 29, 2025

Respectfully submitted,

/s/ Jason Gottlieb

Jason Gottlieb
Michael Mix
Vani Upadhyaya
MORRISON COHEN LLP
909 Third Avenue
New York, NY 10022
Telephone: (212) 735-8600
Email: jgottlieb@morrisoncohen.com
mmix@morrisoncohen.com
vupadhyaya@morrisoncohen.com

Counsel for Defendant Sino Global Capital Holdings, LLC; Sino Global Capital Limited; Sino Global Capital Management LLC; Liquid Value Offshore Feeder Fund I LP; Liquid Value GP Limited; and Liquid Value Fund GP Ltd.

/s/ Eric D. Lawson

Anna Erickson White (mdl102198)
Ryan M. Keats (mdl102197)
MORRISON & FOERSTER LLP

/s/ Andrew J. Ehrlich

Adam S. Fels (Fla. Bar No. 0114917)
FRIDMAN FELS & SOTO, PLLC
150 Alhambra Circle
Suite 715
Coral Gables, FL 33134
Telephone: (305) 569-7701
Email: afels@ffslawfirm.com

Brad S. Karp
Andrew J. Ehrlich
Nina M. Kovalenko
PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP
1285 Avenue of the Americas
New York, NY 10019
Telephone: (212) 373-3000
Facsimile: (212) 757-3990
Email: bkarp@paulweiss.com
aehrich@paulweiss.com
nkovalenko@paulweiss.com

Counsel for Defendants Temasek Holdings (Private) Ltd.; Temasek International (USA) LLC; Temasek International Pte. Ltd.; Artz

425 Market Street
San Francisco, CA 94105-2482
Telephone: (415) 268-7000
Email: awhite@mofo.com
rkeats@mofo.com

*Fund Investments Pte. Ltd.; and Blakiston
Investments Pte. Ltd.*

Eric D. Lawson (mdl102196)
MORRISON & FOERSTER LLP
250 West 55th Street
New York, NY 10019-9601
Telephone: (212) 468-8000
Email: elawson@mofo.com

Adam M. Foslid (Fla. Bar No. 682284)
WINSTON & STRAWN LLP
Southeast Financial Center
200 S. Biscayne Blvd., Suite 2400
Miami, FL 33131
Telephone: (305) 910-0500
Email: afoslid@winston.com

*Counsel for Defendants SoftBank Group
Corp.; SB Group US, Inc.; SoftBank
Investment Advisers (UK) Limited; SoftBank
Global Advisers Limited; and SoftBank II
Tempest (DE) LLC*

CERTIFICATE OF SERVICE

I hereby certify that on this 29th day of May, 2025, I e-filed a true and correct copy of the foregoing document using the Court's CM/ECF system, which will send a notice of electronic filing to all counsel of record.

/s/ Jason Gottlieb
Jason Gottlieb